

Phillips County Commissioner Meeting  
July 8, 2015

The meeting was called to order by Commissioner Chairman Harlan Stern and opened with the Pledge of Allegiance. Those present were Commissioners Harlan Stern, Joe Kinnie, Don Lock, and County Administrator Randy Schafer.

Lock made a motion, seconded by Kinnie, to approve the minutes from the June 30, 2015 meeting as corrected. Motion carried.

The board approved a June accounts payable batch.

The commissioners reviewed the 2015 budget request from Baby Bear Hugs. A motion was made by Kinnie, seconded by Lock, to contribute \$6,000 out of the Human Services TANF funds. Motion carried. Those voting aye were Kinnie and Lock, voting nay was Stern.

The commissioners approved the proposed date for a county picnic of Thursday, August 13, 2015.

A proposal was submitted by PC Telcom to provide high-speed internet service to visitors at the Phillips County Event Center and Harvest Park RV Campground. The board agreed to allow the upgrade as long as there is no cost to the county.

First Pioneer National Bank prepared a lease-purchase agreement, as requested by the county, for \$23,900. The interest rate will be 1.96%, with closing costs of \$108. Kinnie made a motion, seconded by Lock to adopt the following resolution:

**WHEREAS**, pursuant to the regulations of the County of Phillips, the Board of County Commissioners is expressly empowered to lease for such term as the Board shall determine, which may include a term in excess of one year, any real or personal property; and

**WHEREAS**, the Board has determined that the following items of equipment are needed by the county to carry out its lawful functions:

1998 John Deere 81 00 Tractor Serial number: RW81OOP020269 ("Equipment"); and

**WHEREAS**, the Board deems it to be in the best interest of the County and of its inhabitants to lease the Equipment, which First Pioneer National Bank, a Colorado banking corporation, has agreed to purchase and to lease to the County of Phillips, all upon the terms and conditions of a certain Municipal Lease/Purchase Agreement and Exhibits and Certificates attached thereto in the form presented to this meeting; and

**WHEREAS**, the Board has determined, and has taken such action and made such investigations as are necessary, in its judgment, to support its determination, that the proposed rental for the equipment, is fair and reasonable; and

**WHEREAS**, in the opinion of the County Attorney for the county of Phillips, the County has full power and authority to make and enter into such Municipal Lease/Purchase Agreement with First Pioneer National Bank for the purposes and upon the terms and conditions set forth in such proposed Municipal Lease/Purchase Agreement and attached Exhibits and Certificates without incurring an indebtedness or other obligation on the part of the County of Phillips, which might be deemed a general obligation debt as provided in the Constitution and Statutes of the State of Colorado;

**WHEREAS**, the Board has designated that the Municipal Lease/Purchase Agreement, Exhibits and Certificates attached thereto is a "Qualified Tax-Exempt Obligation" under Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986.

NOW THEREFORE BE IT RESOLVED, that the Municipal Lease/Purchase Agreement and Exhibits and Certificates attached hereto in the form submitted to this meeting, a copy of which is hereby directed to be attached to these Resolutions and made a part of the Minutes of this meeting, providing for the leasing of the equipment by the County of Phillips from First Pioneer National Bank for a period of one (1) year, at the rentals and upon the terms and conditions therein provided for, are hereby authorized approved and confirmed.

FURTHER RESOLVED, that the appropriate officials of the County of Phillips by and they hereby are authorized, empowered and directed in the name of the county of Phillips, and on behalf of the Board, to make, execute and deliver any and all documents, certifications and other instruments necessary, required, or desirable in the opinion of the County Attorney or the County of Phillips to effectuate the leasing of the Equipment upon the terms and conditions present to this Board and set forth in the documents referenced herein.

**CERTIFICATION**

The undersigned, the duly elected, qualified and acting County clerk of the County of Phillips, Colorado, does hereby state and certify that at a meeting of the Board of County Commissioners of the County of Phillips, Colorado, duly called and held at the courthouse, on the 8th day of July, 2015, at which a quorum was present and acting throughout, the foregoing Resolutions were unanimously adopted, that said Resolutions are in the minutes of said meeting, and that the same have not been amended, rescinded or revoked.

Motion carried.

The board received notification from the Division of Reclamation, Mining, and Safety regarding changes to the Phillips County Landfill gravel pit and the Carper pit #2.

The board met with Weed and Pest District Manager Kerri Doleshall to discuss control of noxious weeds on state highways and railroads.

The board signed the Cost Allocation Plan prepared by auditor Ronnie Farmer.

The board reviewed a health data sheet prepared by the Colorado Health Institute.

Kinnie made a motion, seconded by Lock, to sell the Sheriff's 2010 Ford Crown Victoria for \$800 to Steve Seuss. Motion carried.

Stern made a motion, seconded by Kinnie, to have all county contracts reviewed by legal counsel and approved by the board of county commissioners. Motion carried.

The board reviewed bids to install poured-in-place safety surfacing around the climbing rock at Homesteaders' Park. Schafer will check with the Jelden family to see if part of their donation can be used for this project.

The county worked with the CSU/DOLA Technical Assistance Program to complete a Phillips County Park and Recreation Master Plan in 1998. The board approved pursuing an update of that plan through the same program.

The board reviewed the following Event Center rentals:

- Rick Haynes
- Ag Edge

The meeting adjourned at 12:30 p.m.

Submitted by Randy Schafer  
Phillips County Administrator

  
Harlan Stern

  
Donald J. Lock

  
K. Joe Kinnie

Attest:

  
Beth Zilla, County Clerk